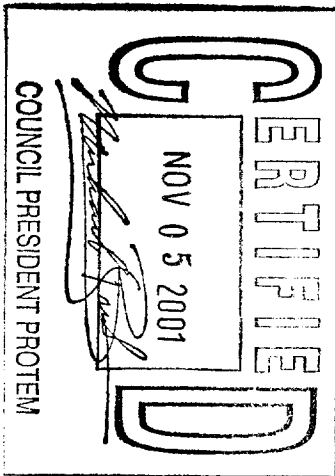


Entered -07-19-01 - sb
CL 01L0460 - GWENDOLYN BURNS

CLAIM OF:

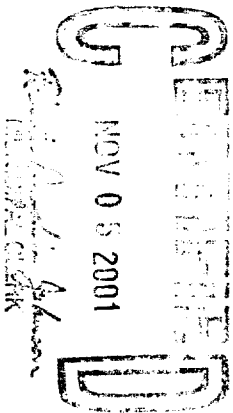
MARTA
2424 Piedmont Road, NE
Atlanta, Georgia 30324-3330

01-*R*-1773



For vehicular damages alleged to have been sustained from an automobile accident on May 24, 2001 at Monroe Drive & Dutch Valley Drive.

THIS ADVERSED REPORT IS
APPROVED



BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY *Robert M. C. DCA*

CITY CLERK NOV 05 2001

ADVERSE REPORT

COMM *Public Safety*

DATE *10/30/01*

CHAIR: _____



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

November 13, 2001

MARTA
Office of Risk Managemet
Attn: Sylvia Crisp
2424 Piedmont Rd., NE
Atlanta, GA 30324-3330

01-R-1773

RE: MARTA

Dear Ms. Crisp:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on January 03, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0460

Date: October 8, 2001

Claimant /Victim MARTA
BY: (Atty) (Ins. Co.) _____
Address: 2424 Piedmont Road, NE, Atlanta, Georgia 30324-3300
Subrogation: _____ Claim for Property damage \$ 25.00 Bodily Injury \$ _____
Date of Notice: 7/19/01 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 5/24/01 Place: Monroe Drive & Dutch Valley Drive
Department PUBLIC WORKS Division Sewer Operations
Employee involved Varion N. Carter Disciplinary Action: _____

NATURE OF CLAIM: Claimant's vehicle sustained damage when it was side-swiped by a city sanitary sewer vehicle. However, the Claimant has indicated that upon further inspection of its vehicle, it appears that the vehicle did not sustain any damage after all. Therefore, the Claimant has elected not pursue its claim for damages.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police _____ Dept Report _____ Other X
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned X

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 X 2H01 _____
Claims Manager:  Concur/date 10-18-01
Committee Action: _____ Council Action _____

Metropolitan Atlanta Rapid Transit Authority



July 17, 2001

ENTERED - 7-19-01 - SB
01L0460 - GWEN BURNS*BURNS*
07/19/01
*De*Ms. Gwendolyn Burns
Claims Investigator
Department of Law
68 Mitchell Street, Ste 4100
Atlanta, Georgia 30335-0332Our Claim #: 1-5650F01
Date of Accident: 05/24/01
Insured: Varion N. Carter
Policy #: 001010318064

Dear Sir/Madam:

Enclosed are the following documents which support MARTA's property damage claim as referenced above.

- I Police Report: Enclosed ☐ Not Enclosed ☒
II Repair costs to: L Van #1872

Please forward your check in the amount of (pending bus estimate to follow) for payment of MARTA's property damage claim. Please do not place full release language on the check. MARTA will only accept property damage checks with property damage only release language. All other checks will be returned.

Please make the check payable to MARTA and mail to my attention at the following address:

MARTA
Office of Risk Management
Attn: Sylvia Crisp
2424 Piedmont Road, N.E.
Atlanta, Georgia 30324-3300

Sincerely,

Sylvia Crisp
Claims Adjuster I01- *R*-1773 2424 Piedmont Road Atlanta, Georgia 30324-3330 (404) 848-5000

RCS# 3222
11/05/01
3:31 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1 through 15

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
01-O-1591
01-O-1696
01-O-1698
01-O-1712
01-R-1595
01-R-1786
01-R-1793

CONSENT

11/05/01 Council Meeting

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 01-O-1703
2. 01-O-1671
3. 01-O-1664
4. 01-R-1667
5. 01-R-1729
6. 01-R-1745
7. 01-R-1777
8. 00-R-0820
9. 01-R-1682
10. 01-R-1782
11. 01-R-1706
12. 01-R-1708
13. 01-R-1709
14. 01-R-1730
15. 01-R-1746
16. 01-R-1791
17. 01-R-1748
18. 01-R-1749
19. 01-R-1750
20. 01-R-1751
21. 01-R-1752
22. 01-R-1753
23. 01-R-1754
24. 01-R-1755
25. 01-R-1756

**ITEMS ADVERSED ON
CONSENT AGENDA**

26. 01-R-1757
27. 01-R-1758
28. 01-R-1759
29. 01-R-1760
30. 01-R-1761
31. 01-R-1762
32. 01-R-1763
33. 01-R-1764
34. 01-R-1765
35. 01-R-1766
36. 01-R-1767
37. 01-R-1768
38. 01-R-1769
39. 01-R-1770
40. 01-R-1771
41. 01-R-1772
42. 01-R-1773
43. 01-R-1774
44. 01-R-1775
45. 01-R-1776